

MESSAGE NO: 7010304

MESSAGE DATE: 01/10/2017

MESSAGE STATUS: Active

CATEGORY: Countervailing

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-570-923

EFFECTIVE DATE: 09/02/2008

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Out-of-scope final ruling - countervailing duty order on raw flexible magnets from the People's Republic of China (C-570-923)

These instructions constitute notice of the lifting of suspension of liquidation of unliquidated entries covered by paragraph 4, below. Notice of the lifting of suspension occurred on the message date of these instructions.

1. On 12/21/2016, in response to a scope ruling request from Skies11, Commerce issued a final scope ruling that flexible magnets bonded with a silicone layer bearing permanent printed text, art and decorative motifs that meet the exclusion criteria of the order, as further described in paragraph 2 below are not within the scope of the countervailing duty order on raw flexible magnets from the People's Republic of China (C-570-923).

2. Specifically, Commerce determined that flexible magnets bonded with a silicone layer bearing permanent printed text, art and decorative motifs that meet the exclusion criteria are outside the scope of the scope of the order (i.e., the exclusion does not apply to such printed flexible magnets if the printing concerned consists of only the following: a trade mark or trade name; country of origin; border, stripes, or lines; any printing that is removed in the course of cutting and/or printing magnets for retail sale or other disposition from the flexible magnet; manufacturing or use instructions (e.g., "print this side up," "this side up," "lamine here"); printing on adhesive backing (that is, material to be removed in order to expose adhesive for use such as application of laminate) or on any other covering that is removed from the flexible magnet prior or subsequent to final printing and before use; non-permanent printing (that is, printing in a medium that facilitates easy removal, permitting the flexible magnet to be re-printed); printing on the back (magnetic) side; or any combination of the above).

3. This ruling is applicable regardless of foreign producer, exporter or importer.

4. For all entries of flexible magnets bonded with a silicone layer bearing permanent printed text, art and decorative motifs that meet the exclusion criteria of the order that were entered, or withdrawn from warehouse for consumption, on or after 09/02/2008, and remain unliquidated as of 09/02/2008, CBP shall terminate suspension and liquidate such entries without regard to

countervailing duties.

5. Refund any cash deposits and release any bonds relating to the product described in paragraph 4 above.

6. The assessment of countervailing duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated countervailing duties. The interest provisions are not applicable to cash or bonds posted as estimated countervailing duties before the date of publication of the countervailing duty order. Interest shall be calculated from the date payment of estimated countervailing duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Unless instructed otherwise, for shipments of merchandise covered by the scope of the order you shall continue to collect cash deposits of estimated countervailing duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OIII: JSC.)

9. There are no restrictions on the release of this information.

Alexander Amdur

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party